

Case Number: 5:21-CV-0061-FL

$$\begin{array}{c} ) \\ ) \\ ) \\ ) \\ ) \\ ) \\ ) \\ ) \end{array}$$

4. On May 10, 2021, Movant was served with a subpoena issued by this Court (hereinafter “the First Subpoena”), upon the request of Plaintiff, providing a deadline to respond of May 9, 2021. A true copy of this subpoena is attached hereto as Exhibit 4.

5. On May 12, 2021, J. Christopher Jackson, attorney for Movant, served Objections and Responses to the First Subpoena on behalf of Movant. A true copy of the May 12, 2021 Objections and Responses is attached hereto as Exhibit 5.

6. On May 12, 2021, a member of the Wake County Sheriff’s Department served a second subpoena on Movant issued by this Court on the request of Plaintiff, with a deadline of production for May 13, 2021 at 5:00 p.m. (hereinafter “the Second Subpoena”). A true copy of the Second Subpoena is attached hereto as Exhibit 6.

7. The Subpoena demands that the Movant produce the following documents:

Your entire correspondence in any form (including correspondence by your firm and including attachments) with any employee of Yates McLamb & Weyher LLP (including but not limited to Ryan Shurman, with any employee of a court (including but not limited to Wake County Courts), with Virginia Campbell or any of her attorneys, with any employee of UNC or attorney on their behalf)

8. The Second Subpoena is objectionable and should be quashed in that it requires the disclosure of privileged or other protected records pursuant to N.C. Gen. Stat. § 50-98(b), and no exception or waiver applies to the privilege or protection, and fails to allow a reasonable time to comply, and further subjects Movant to an undue burden.

9. Movant further incorporates herein by referenced the objections set forth in the May 12, 2021 Objections and Responses to the First Subpoena [Exhibit 5] as equally applicable to the Second Subpoena

WHEREFORE, Movant respectfully prays the Court that:

1. This verified Motion be received as an affidavit;
2. The Subpoena be quashed in its entirety;
3. The objections of Movant to the Subpoena attached hereto be sustained;
4. The Court award reasonable costs and expenses incurred in obtaining this Order, including attorney's fees; and
5. Movant have such other and further relief as the Court shall deem just and proper.

This the 13<sup>th</sup> day of May, 2021.

BAILEY & DIXON, LLP

By: /s/ J.T. Crook

J.T. Crook, N.C. State Bar No. 35232

Attorneys for Movant

Post Office Box 1351

Raleigh, North Carolina 27602-1351

Telephone: (919) 828-0731

Email: [jcrook@bdixon.com](mailto:jcrook@bdixon.com)

VERIFICATION

KATHERINE A. FRYE, first being duly sworn, deposes and says that she as read the foregoing and attached Objection and Motion to Quash and that the facts stated therein are true of her own personal knowledge, except such matters as are stated on information and belief, and as to those matters she believes them to be true.

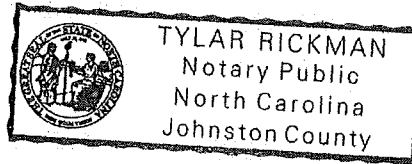
  
Katherine A. Frye

I certify that KATHERINE A. FRYE personally appeared before me this day, proved her identity to me by satisfactory evidence, and acknowledged to me that she voluntarily signed the foregoing document for the purpose stated therein.

This the 13<sup>th</sup> day of May, 2021.

  
NOTARY PUBLIC

My Commission Expires: 9/12/2022



CERTIFICATE OF SERVICE

I hereby certify the on the 13<sup>th</sup> day of May, 2021, I electronically filed the foregoing Objection and Motion to Quash with the Clerk of Court using the CM/ECF system, which will send notification of such filing to the following:

Ryan M. Shuirman  
Madeleine Pfefferle  
Yates McLamb & Weyher, LLP  
Post Office Box 2889  
Raleigh, NC 27602  
Email: [rshuirman@ymwlaw.com](mailto:rshuirman@ymwlaw.com)  
[mpfefferle@ymwlaw.com](mailto:mpfefferle@ymwlaw.com)  
*Attorneys for Defendants*

I further certify that I placed a copy of the foregoing Objection and Motion to Quash in the United States mail, postage prepaid, and electronically mailed the foregoing to the Plaintiff at the following address:

Patrick Joseph Campbell  
4602 Merendino St  
Raleigh, NC 27606  
Email: [Patrickjcampbell2001@yahoo.com](mailto:Patrickjcampbell2001@yahoo.com)  
*Pro se Plaintiff*

This the 13<sup>th</sup> day of May, 2021

BAILEY & DIXON, LLP

By: /s/ J.T. Crook  
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